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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/786,725	04/23/2001	Hans-Werner Heinrich	101195-44	4120
27387 7590 05/04/2009 NORRIS, MCCLAUGHLIN & MARCUS, P.A. 875 THIRD AVE 18TH FLOOR NEW YORK, NY 10022				
EXAMINER				
WILLIAMS, KAREN M				
ART UNIT		PAPER NUMBER		
PCT				
MAIL DATE		DELIVERY MODE		
05/04/2009		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09786725	4/23/01	HEINRICH ET AL.	101195-44

EXAMINER

JAMES L. GRUN

ART UNIT	PAPER
1641	04292009

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The reply filed on 10 July 2008 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): the sequence disclosed in the specification and Sequence Listing as SEQ ID NO: 4 is listed in the claims as SEQ ID NO: 5; the sequence disclosed in the specification and Sequence Listing as SEQ ID NO: 5 is listed in the claims as SEQ ID NO: 4. See 37 CFR 1.111. Applicants are required to provide amendments to reconcile these discrepancies.

Since the above-mentioned reply appears to be *bona fide*, applicant is given a TIME PERIOD of **ONE (1) MONTH** or **THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).** In no case may an applicant extend the period for response beyond the **SIX MONTH** statutory period.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to James L. Grun, Ph.D., whose telephone number is (571) 272-0821. The examiner can normally be reached on weekdays from 9 a.m. to 5 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mark Shibuya, SPE, can be contacted at (571) 272-0806.

Any questions regarding compliance with the sequence rules requirements specifically should be directed to the departments listed at the bottom of the Notice To Comply.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/J. L. G./

James L. Grun, Ph.D.

Examiner, Art Unit 1641

May 4, 2009

/Christopher L. Chin/
Primary Examiner, Art Unit 1641